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DATE: September 16, 2009RE: NOTICE OF APPEALMESSAGE TO: DirectorCOMPANY: United States Patent & Trademark OfficeFAX NUMBER: (571) 273-8300PHONE: (571) 272-3350FROM: Michael BergmanCOMPANY: Bergman & Song LLPPHONE: (617) 868-8871FAX NUMBER: (617) 868-8881PAGES (Including Cover Sheet): 7 HARD COPY TO FOLLOW: YES X NO

SENT BY:

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Docket No.: -H0630-0003-P003

In re Patent Application of: Robert J. HALES

Application No.: 09/897,429

Group Art Unit: 2123

Filed: July 3, 2001

Examiner: JS PROCTOR

For: SYSTEM AND METHOD FOR NETWORK INFRASTRUCTURE
MANAGEMENT

Attachments:

1. Credit Card Payment Form PTO-2038 (1 p) (Charge \$1,650)
2. General Transmittal Form PTO/SB/21 (1p)
3. Fee Transmittal Form PTO/SB/17 (1 p)
4. Request for Extension of Time (2 pp)
5. Notice of Appeal PTO/SB/31 (1 p)

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PAGE 1/7 * RCVD AT 9/16/2009 5:19:14 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-5/29 * DNIS:2738300 * CSID:617 868 8881 * DURATION (mm-ss):01-36

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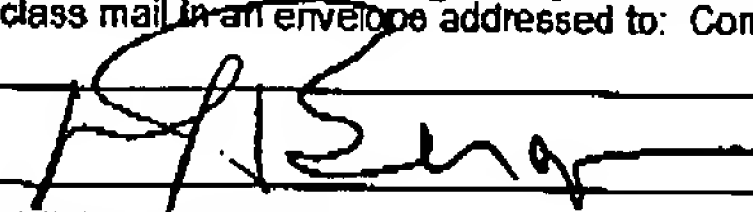
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/897,429
	Filing Date	July 3, 2001
	First Named Inventor	Robert J. HALES
	Art Unit	2123
	Examiner Name	Jason Scott PROCTOR
Total Number of Pages in This Submission	Attorney Docket Number	-H0630-0003-P003

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to (TC)
<input checked="" type="checkbox"/> Fee Attached charge \$1650	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences - Notice of Appeal
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request 3 months	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Bergman & Song LLP, Customer No. 64884		
Signature			
Printed name	Michael Bergman		
Date	SEP 16 2009	Reg. No.	42,318

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Michael Bergman	Date	SEP 16 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2009		Complete if Known	
<input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27		Application Number	09/897,429
		Filing Date	July 3, 2001
		First Named Inventor	Robert J. HALES
		Examiner Name	Jason Scott PROCTOR
		Art Unit	2123
TOTAL AMOUNT OF PAYMENT (\$) 1650.00		Attorney Docket No.	-H0630-0003-P003

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 50-3850 Deposit Account Name: Bergman & Song LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charges fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility							
Design							
Plant							
Reissue							
Provisional							

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=				

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=	

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is _____ for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41 (a)(1)(G) and 37 CFR 1.16(s).

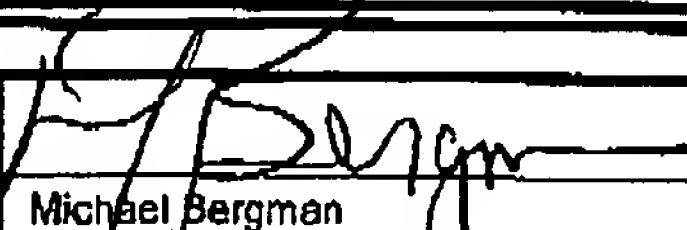
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	- 100	/ 50 = -2 (round up to a whole number) x	\$ =	

4. OTHER FEE(S)

Non-English Specification, \$ _____ fee (no small entity discount)

Other (e.g., late filing surcharge): Notice of Appeal Fee: \$540; Three Month Extension of Time: \$1,110

\$1650

SUBMITTED BY			
Signature		Registration No. 42,318 (Attorney/Agent)	Telephone 617-868-870
Name (Print/Type)	Michael Bergman	Date	SEP 16 2009

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